

ASSEMBLY BILL

No. 1445

Introduced by Assembly Member Umberg

February 22, 2005

An act to add Section 66025.7 to the Education Code, relating to student financial aid.

LEGISLATIVE COUNSEL'S DIGEST

AB 1445, as introduced, Umberg. Student financial aid: tuition and fee waivers: National Guard: State Military Reserve.

Existing law, the Donahoe Higher Education Act, sets forth, among other things, the missions and functions of California's public and independent segments of higher education, and their respective institutions of higher education. Under existing law, the segments of the public higher education system in the state include the University of California, which is administered by the Regents of the University of California, the California State University, which is administered by the Trustees of the California State University, and the California Community Colleges, which is administered by the Board of Governors of the California Community Colleges. Provisions of the Donahoe Higher Education Act apply to the University of California only to the extent that the Regents of the University of California, by appropriate resolution, act to make a provision applicable.

This bill would add a provision to the act prohibiting any campus of the University of California, the California State University, or the California Community Colleges from charging any mandatory systemwide tuition or fees, including enrollment fees, registration fees, differential fees, or incidental fees, to qualifying members of the California Army National Guard, the California Air National Guard, or the State Military Reserve, as defined. The bill would require the

Military Department to determine the eligibility of any applicant for a fee or tuition waiver under the bill, in accordance with regulations adopted by the Adjutant General. In accordance with existing law, the bill would apply to the University of California only if the regents act to make it applicable.

Vote: majority. Appropriation: no. Fiscal committee: yes.

State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 66025.7 is added to the Education Code,
2 to read:

3 66025.7. (a) Notwithstanding any other provision of law, no
4 campus of the University of California, the California State
5 University, or the California Community Colleges shall charge
6 any mandatory systemwide tuition or fees, including enrollment
7 fees, registration fees, differential fees, or incidental fees to a
8 student who meets all of the following requirements:

9 (1) Resident classification, as defined in Section 68022.

10 (2) Active membership in the California Army National Guard
11 or the California Air National Guard, as defined in Section 101
12 of Title 32 of the United States Code as that section exists on
13 January 1, 2005, or the State Military Reserve, as defined in
14 Chapter 3 (commencing with Section 550) of Part 2 of Division 2
15 of the Military and Veterans Code, for a minimum of one year
16 prior to the submission of an application for a grant under this
17 section.

18 (3) Satisfactory participation in unit training, as determined by
19 the Office of the Adjutant General, during the year prior to
20 submission of an application for a grant under this section and for
21 all subsequent periods during which a grant under this section is
22 provided or requested.

23 (4) Enrollment, on an at least a half-time basis, in an
24 undergraduate program of instruction at a campus of the
25 University of California, the California State University, or the
26 California Community Colleges.

27 (5) Satisfactory documentation of a household income level
28 that does not exceed the income ceiling for the Cal Grant B
29 program as it is set forth in Section 69432.7.

- 1 (b) The Military Department shall determine the eligibility of
- 2 any applicant for a fee or tuition waiver under this section in
- 3 accordance with regulations adopted by the Adjutant General.

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